

237148

STATE OF SOUTH CAROLINA

(Caption of Case)

Request for Approval of Resale Agreement between
Frontier Communications f/k/a Verizon South, Inc.
and Ernest Communications, Inc.BEFORE THE
PUBLIC SERVICE COMMISSION
OF SOUTH CAROLINA

COVER SHEET

DOCKET

NUMBER: 2003 - 241 - C

(Please type or print)

Submitted by: Afton Ellison

SC Bar Number:

Address: PO Box 7785

Telephone: 803-250-9411

Columbia, SC 29202

Fax:

Other:

Email: afton.ellison@ftr.com

NOTE: The cover sheet and information contained herein neither replaces nor supplements the filing and service of pleadings or other papers as required by law. This form is required for use by the Public Service Commission of South Carolina for the purpose of docketing and must be filled out completely.

DOCKETING INFORMATION (Check all that apply)

☐ Emergency Relief demanded in petition☐ Request for item to be placed on Commission's Agenda expeditiously☒ Other: Amendment for information and/or approval

INDUSTRY (Check one)

NATURE OF ACTION (Check all that apply)

- ☐ Electric
☐ Electric/Gas
☐ Electric/Telecommunications
☐ Electric/Water
☐ Electric/Water/Telecom.
☐ Electric/Water/Sewer
☐ Gas
☐ Railroad
☐ Sewer
☐ Telecommunications
☐ Transportation
☐ Water
☐ Water/Sewer
☐ Administrative Matter
☐ Other: _____

- ☐ Affidavit
☐ Agreement
☐ Answer
☐ Appellate Review
☐ Application
☐ Brief
☐ Certificate
☐ Comments
☐ Complaint
☐ Consent Order
☐ Discovery
☐ Exhibit
☐ Expedited Consideration
☐ Interconnection Agreement
☐ Interconnection Amendment
☐ Late-Filed Exhibit
☐ Letter
☐ Memorandum
☐ Motion
☐ Objection
☐ Petition
☐ Petition for Reconsideration
☐ Petition for Rulemaking
☐ Petition for Rule to Show Cause
☐ Petition to Intervene
☐ Petition to Intervene Out of Time
☐ Prefiled Testimony
☐ Promotion
☐ Proposed Order
☐ Protest
☐ Publisher's Affidavit
☐ Report
☐ Request
☐ Request for Certification
☐ Request for Investigation
☐ Resale Agreement
☒ Resale Amendment
☐ Reservation Letter
☐ Response
☐ Response to Discovery
☐ Return to Petition
☐ Stipulation
☐ Subpoena
☐ Tariff
☐ Other: _____

Print Form

Reset Form



Afton Ellison
Senior Analyst
State Government Relations

June 13, 2012

VIA HAND DELIVERY

Ms. Jocelyn Boyd
Chief Clerk and Administrator
Public Service Commission of South Carolina
101 Executive Center Dr., Suite 100
Columbia, South Carolina 29210

Re: DN 2003-241-C – Request for Approval of Resale Agreement between Frontier Communications f/k/a Verizon South, Inc. and Ernest Communications, Inc.

Dear Ms. Boyd:

Enclosed is an amendment to the Interconnection Agreement between the above referenced companies, which is being filed with your office for information and/or approval. If you have any questions concerning this matter please do not hesitate to contact me at (803) 250-9411.

Sincerely,

A handwritten signature in cursive script that reads "Afton Ellison".

Afton Ellison

Enclosure

cc: James M. McDaniel, Program Manager of Telecommunications – Office of Regulatory Staff



May 9, 2012

Sent Via First Class Mail

Ernest Communications Inc.
Paul Masters
5275 Triangle Parkway
Suite 150
Norcross, GA 30092

Re: Request for Amendment to Interconnection Agreements with Frontier Communications Corporation, including its subsidiaries and affiliates in the states of AL, AZ, CA, FL, GA, IA, ID, IL, IN, MI, MN, MS, NC, NE, NV, NY, NM, OH, OR, PA, SC, TN, UT, WA, WI, WV for all non-CMRS traffic.

Dear Carrier:

On November 18, 2011, the Federal Communications Commission ("FCC") released an order that makes sweeping changes to the laws governing universal service and intercarrier compensation on December 23, 2011, the FCC released the USF/ICC Transformation Order on Reconsideration (*USF/ICC Transformation Order FCC 11-161*), in which it determined that the default intercarrier compensation methodology for all non-access telecommunications traffic exchanged between carriers and competitive Local Exchange Carriers will transition to bill and keep over the next six years beginning July 1, 2012 and the FCC urged all parties with interconnection agreements to immediately begin preparations for the July 1 effective date, including commencing discussions regarding change of law provisions, if applicable.

To this end, pursuant to the applicable provisions of the interconnection, traffic exchange, transport and termination agreements with Frontier Communications Corporation, including its subsidiaries and affiliates ("Frontier"), in the above captioned states, the ICC Transformation Orders, FCC rules, and all the applicable provisions of the Communications Act of 1934, as amended, Frontier hereby requests your agreement by signature in the space provided below incorporating paragraph one, as the next amendment in sequence to your underlying interconnection agreement, reflecting implementation of the FCC's Intercarrier Compensation Reform Timeline, with an effective date of July 1, 2012.

NOW, THEREFORE, in consideration of the mutual promises contained herein, the receipt and sufficiency of which are hereby acknowledged, the Parties agree as follows

1. Reciprocal Compensation. Reciprocal compensation rates in this Agreement will be phased down as provided in the *USF/ICC Transformation Order FCC 11-161* (rel. November 18, 2011) as such order may be revised, reconsidered, modified or

changed in the future. When any such revisions, reconsiderations, modifications or changes are effective, such action shall be automatically incorporated into the Agreement. For clarity, Reciprocal compensation rates are capped effective immediately and subject to reductions pursuant to the FCC's Reform Timeline as outlined in paragraph 801 of FCC 11-161, or as such Reform Timeline may be revised, reconsidered, modified or changed in the future.

Please return this letter to the following address below within 14 business days of receipt to ensure a timely filing by Frontier on or before the effective date.

Frontier Communications
Attn: Director, Business Operations – Carrier Services
FCC ICC Amendment
180 S. Clinton Avenue
Rochester, NY 14646

Or email signature page via pdf to (all states except NV):

Roderick.cameron@ftr.com

Subject line – CLEC FCC ICC Amendment – Executed by “insert Company name”

Sincerely,



Stephen LeVan
SVP, Carrier Sales and Services

IN WITNESS WHEREOF, Carrier's signature below is confirmation and agreement to the terms above as of the Amendment Effective Date.

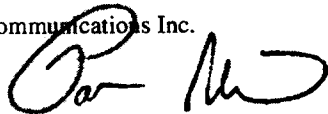
Ernest Communications Inc.

By: _____

Printed: _____

Title: _____

Date: _____



Paul Masters

President

5-21-12